6263/05

P.R. No. C.P. Lahare

Presented by ofn

dated 6.12.05

(1) Single Bench (3)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

WRIT PETITION No.6206 /2005.

PETITIONER : Dhan Singh Yadav, S/o. Visheshar Yadav, Aged about- 35 years, R/o. Village- Mahmandpur, Post- Bargawa, Via- Akaltara, District- Janjgir-Champa (C.G.).

VERSUS

RESPONDENTS

1. State of Chhattisgarh, Through : The Secretary, Water Resources Department, D.K.S. Bhawan- Raipur (C.G.).
2. State of Madhya Pradesh, Through : The Secretary, Water Resources Department, Vallabh Bhawan-Bhopal (M.P.).
3. The Superintendent Engineer, Arpa Pariyojna Division- Sakri, District- Bilaspur (C.G.).
4. The Executive Engineer, Hasdeo Nahar, Jal Prabandh Shambhag, Akaltara, District- Janjgir-Champa (C.G.).
5. The Presiding Officer, Labour Court- Bilaspur, District- Bilaspur (C.G.).

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WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

17

आदेश पत्रक

मामला क्रमांक WP 6206/05 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

13-12-2005

Shri P.K. Patel, counsel for the petitioner.

Shri Sandeep Dubey, Govt. Advocate, for the State.

Heard.

Learned counsel for the State raised an objection that the petitioner has filed the present petition directly against the order of the labour court without approaching the industrial court.

Learned counsel for the petitioner submits that since the labour court has rejected the claim on the ground of limitation, therefore, this petition is filed directly before this Court.

There is no force in the contention made by the learned counsel for the petitioner. The petitioner is required to move the industrial court against the order of the labour court and take the grounds available including that of limitation.

In view of the above, learned counsel for the petitioner wants to withdraw this petition with liberty to file the petition before the industrial court.

Let that be done as desired.

Accordingly, this petition stands disposed of as withdrawn with the liberty aforesaid.

Sd/-
Fakhruddin
Judge

[पीछे देखिये

21/12/05